

No. PD-0907-17

In the Court of Criminal Appeals of Texas

FILED
COURT OF CRIMINAL APPEALS
4/17/2018
DEANA WILLIAMSON, CLERK

**CHRISTOPHER ERNEST BRAUGHTON, JR.,
APPELLANT**

v.

**THE STATE OF TEXAS,
APPELLEE.**

On Petition for Review from the First Court of Appeals, No. 01-15-00393-CR

**Motion of *Amicus Curiae* National Rifle Association of
America, Inc. to Participate in Oral Argument**

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**Pro Hac Vice* application pending

To the Honorable Judges of the Court of Criminal Appeals:

Comes Now, *Amicus Curiae* **National Rifle Association of America, Inc.**, (“*Amicus*” or the “NRA”), and requests permission to participate in the scheduled May 16, 2018 oral argument, by and through its attorney, Peter A. Patterson. In support of this request, *Amicus* states as follows.

1. There is no rule governing the participation of *amici curiae* in oral argument before the Court of Criminal Appeals, but Texas Rule of Appellate Procedure 59.6 provides that an *amicus* may participate in argument before the Texas Supreme Court “[w]ith leave of court obtained before the argument and with a party’s consent.” In the absence of a specific rule governing *amicus* participation in this Court, *Amicus* respectfully suggests that the Court should apply an approach analogous to the one set forth in Rule 59.6.

2. *Amicus* has conferred with Counsel for Appellant Braughton regarding this request, and Appellant has consented to *Amicus*’s participation in the argument. Should this Court grant leave, *Amicus* and Appellant propose that six minutes of argument time be ceded to *Amicus*, with 14 minutes of argument time remaining for Appellant’s counsel.

3. As reflected in the briefs it has filed at both the petition and merits stages, *Amicus* submits that its participation in the argument will valuably contribute to the Court’s consideration of the important issues raised by this appeal.

4. *Amicus* is represented in this matter by several counsel, including Peter A. Patterson, an attorney at law licensed by the State of Ohio (Bar No. 0080840) and the District of Columbia (Bar No. 998668). Contemporaneously with this motion, Mr. Patterson has applied to appear Pro Hac Vice in this matter on behalf of the NRA.

WHEREFORE, *Amicus* requests that this Court approve this motion and grant it leave to participate in the May 16, 2018 oral argument in this matter.

Respectfully Submitted on April 17, 2018.

Respectfully,

/s/ Peter A. Patterson

Peter A. Patterson*

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing instrument was served upon all counsel of record, as listed below, via electronic filing, on April 17, 2018.

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/s/ Peter A. Patterson
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